

REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	16 December 1999
Name of applicant/court:	The District Court at Christchurch
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	raf_087.jpg
Other Known Titles:	DIA Exhibit #10
Director:	Not Applicable
Producer:	Not Applicable
Publisher:	Not Applicable
Author:	Not Applicable
Format:	Computer Image File
Country of Origin:	Not Applicable
Language:	Not Applicable

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Components of film originally examined: Not Applicable.

Feature:	Running time:
Trailers:	Running time:
	Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

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Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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SUMMARY OF THE REASONS FOR DECISION:

The publication *raf_087.jpg* is classified as:
Objectionable.

This classification is because the computer image file promotes and supports the exploitation of children and young persons for sexual purposes.

The computer image presents a full screen colour portrait photograph of a boy, aged around 12-15 years, leaning against a tree, smiling. His yellow briefs are partially pulled down and he is displaying his erect penis. The photograph appears to have been taken at night. There is foliage in the background.

The photograph is of a boy posing for the camera in a sexually arousing manner. The pose is clearly supposed to sexually arouse the viewer to an extent that goes beyond merely exploiting the nudity of the boy. The computer image file presents a boy posing sexually as normal and legitimate. The image therefore promotes and supports the exploitation of children and young persons for sexual purposes and is deemed objectionable.

An objectionable classification places a limit on s14 of the New Zealand Bill of Rights Act 1990 (NZBR Act). The publication falls under s3(2) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act) which overrides s14 of the NZBR Act because it is a deeming provision which cannot be given a meaning that is consistent with the rights and freedoms contained in s14 of the NZBR Act. This limit on freedom of expression is prescribed by law.

OFLC Ref: 9901769